

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

UNITED STATES OF AMERICA,) CRIMINAL NO. 04-10372-WGY
v.)
1. JESS SICILIANO,) 21 U.S.C. § 846 –
2. MICHAEL ARCO and) Conspiracy to Distribute and to Possess with
3. GEORGE KANDIRAKIS) Intent to Distribute Oxycodone
Defendants.)
) 21 U.S.C. § 853 –
) Criminal Forfeiture
)

SUPERSEDING INDICTMENT

COUNT ONE: (21 U.S.C. § 846 – Conspiracy to Distribute Oxycodone)

The Grand Jury charges that:

From a time unknown to the Grand Jury, but at least by in or about June 2003 and continuing thereafter until in or about December 2004, at Boston and elsewhere in the District of Massachusetts and elsewhere,

1. JESS SICILIANO,
2. MICHAEL ARCO, and
3. GEORGE KANDIRAKIS

the defendants herein, did knowingly and intentionally combine, conspire, confederate and agree with other persons known and unknown to the Grand Jury to possess with intent to distribute and to distribute oxycodone, a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

All in violation of Title 21, United States Code, Section 846.

FORFEITURE ALLEGATION
(21 U.S.C. § 853)

The Grand Jury further charges that:

1. As a result of the offense alleged in this Superseding Indictment,

**JESS SICILIANO,
MICHAEL ARCO, and
GEORGE KANDIRAKIS**

defendants herein, shall forfeit to the United States any and all property constituting, or derived from, any proceeds the defendant obtained, directly or indirectly, as a result of such offenses; and/or any property used or intended to be used, in any manner or part, to commit, or to facilitate the commission of, any such violations.

2. If any of the property described in paragraph 1, above, as a result of any act or omission of the defendants –

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be subdivided without difficulty;

it is the intention of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of the defendants up to the value of the property described in paragraph 1.

All in violation of Title 21, United States Code, Section 853.

A TRUE BILL

Mark L. Pach
FOREPERSON OF THE GRAND JURY

NANCY RUE
ASSISTANT U.S. ATTORNEY

DISTRICT OF MASSACHUSETTS; Sept 1, 2005.

Returned into the District Court by the Grand Jurors and filed.

Nancy Rue
DEPUTY CLERK
at 1:40 P.M
9/1/05

Criminal Case Cover Sheet**U.S. District Court - District of Massachusetts**Place of Offense: Massachusetts Category No. II Investigating Agency DEACity Boston**Related Case Information:**County SuffolkSuperseding Ind. / Inf. X Case No. 04-10372 w/e 4

Same Defendant

New Defendant

Magistrate Judge Case Number 04-0499; 527; 528; 530-RBC

Search Warrant Case Number

R 20/R 40 from District of

Defendant Information:Defendant Name Jess Siciliano Juvenile Yes No

Alias Name

Address

Birth date (Year only): 1976 SSN (last 4 #): 2587 Sex m Race: w Nationality: USADefense Counsel if known: James McCall Address: 4 Longfellow Pl # 3703
Boston 02114

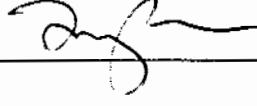
Bar Number:

U.S. Attorney Information:AUSA Nancy Rue Bar Number if applicable _____Interpreter: Yes No List language and/or dialect: _____Matter to be SEALED: Yes No Warrant Requested Regular Process In Custody**Location Status:**

Arrest Date: _____

 Already in Federal Custody as _____ in _____. Already in State Custody _____ Serving Sentence Awaiting Trial On Pretrial Release: Ordered by Han R. COLLINGS on 12/16/04Charging Document: Complaint Information IndictmentTotal # of Counts: Petty _____ Misdemeanor _____ Felony _____

Continue on Page 2 for Entry of U.S.C. Citations

 I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.Date: 9/1/05Signature of AUSA: 

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant Jess Siciliano _____

U.S.C. Citations

<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1 841(a)(1) & 846	conspiracy to distribute oxycodone	_____
Set 2	_____	_____
Set 3	_____	_____
Set 4	_____	_____
Set 5	_____	_____
Set 6	_____	_____
Set 7	_____	_____
Set 8	_____	_____
Set 9	_____	_____
Set 10	_____	_____
Set 11	_____	_____
Set 12	_____	_____
Set 13	_____	_____
Set 14	_____	_____
Set 15	_____	_____

ADDITIONAL INFORMATION:

Criminal Case Cover SheetU.S. District Court - District of MassachusettsPlace of Offense: Massachusetts Category No. II Investigating Agency DEAby Boston**Related Case Information:**County Suffolk Superseding Ind./ Inf. X Case No. 04-10372-wgy
Same Defendant _____ New _____
Magistrate Judge Case Number 04-00499-RBC
Search Warrant Case Number _____
R 20/R 40 from District of _____**Defendant Information:**Defendant Name Michael Arco Juvenile Yes No

Alias Name _____

Address _____

Birth date (Year only): 1976 SSN (last 4 #): 2396 Sex m Race: w Nationality: USADefense Counsel if known: Theodore Bouone Address: 1359 Hancock St #4
Quincy MA

Bar Number: _____

U.S. Attorney Information:SA Nancy Rue Bar Number if applicable _____Interpreter: Yes No List language and/or dialect: _____Matter to be SEALED: Yes NoWarrant Requested Regular Process In Custody**Location Status:**Arrest Date: 7/28/05 Already in Federal Custody as pre-orderd from wyo 04-00499 on 7/28/05 Already in State Custody _____ Serving Sentence Awaiting Trial On Pretrial Release: Ordered by _____ on _____Charging Document: Complaint Information IndictmentTotal # of Counts: Petty _____ Misdemeanor _____ Felony _____

Continue on Page 2 for Entry of U.S.C. Citations

I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: 9/1/05 Signature of AUSA: [Signature]

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant Michael Arco

U.S.C. Citations

Index Key/CodeDescription of Offense ChargedCount NumbersSet 1 841(a)(1) & 846 conspiracy to distribute oxycodone _____

Set 2 _____

Set 3 _____

Set 4 _____

Set 5 _____

Set 6 _____

Set 7 _____

Set 8 _____

Set 9 _____

Set _____

Set _____

Set _____

Set _____

Set _____

Set _____

ADDITIONAL INFORMATION:

Criminal Case Cover Sheet**U.S. District Court - District of Massachusetts**Place of Offense: Massachusetts Category No. II Investigating Agency DEACity Boston**Related Case Information:**County SuffolkSuperseding Ind. / Inf. X Case No. 04-10372-WGY
Same Defendant _____ New Defendant x
Magistrate Judge Case Number 04-0499; 527; 528; 530-RBC
Search Warrant Case Number _____
R 20/R 40 from District of _____**Defendant Information:**Defendant Name George Kandirakis Juvenile Yes No

Alias Name _____

Address _____

Birth date (Year only): 1980 SSN (last 4 #): 6423 Sex m Race: w Nationality: USADefense Counsel if known: Rosemary Seagricchio Address: 4 Longfellow Pl. # 3703
Boston MA 02114

Bar Number: _____

U.S. Attorney Information:AUSA Nancy Rue Bar Number if applicable _____Interpreter: Yes No List language and/or dialect: _____Matter to be SEALED: Yes No Warrant Requested Regular Process In Custody**Location Status:**

Arrest Date: _____

 Already in Federal Custody as _____ in _____. Already in State Custody _____ Serving Sentence Awaiting Trial On Pretrial Release: Ordered by HON R COLLINS on 11/13/05Charging Document: Complaint Information IndictmentTotal # of Counts: Petty _____ Misdemeanor _____ Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

 I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.Date: 1/1/05Signature of AUSA: Drg

JS 45 (5/97) - (Revised USAO MA 3/25/02) Page 2 of 2 or Reverse

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant George Kandirakis**U.S.C. Citations**

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>841(a)(1) & 846</u>	<u>conspiracy to distribute oxycodone</u>	<u>1</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: